

02-27-06

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Appln. No.: 09/466,171

Updated Notice of Related Interferences submitted Feb. 24, 2006

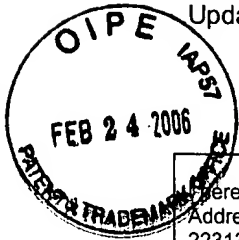
PATENT

Customer No. 22,852

Attorney Docket No. 7451.0005-03000

Intertrust Ref. No.: IT-7.3(U.S.)

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## CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office to Addressee" service under 37 CFR § 1.10, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 24, 2006. Express Mail Label No.: EV 847360365 US

Signed:

Mary A. McCauley

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Karl L. GINTER et al.

Application No.: 09/466,171

Filed: December 17, 1999

For: TRUSTED INFRASTRUCTURE  
SUPPORT SYSTEMS, METHODS  
AND TECHNIQUES FOR SECURE  
ELECTRONIC COMMERCE  
TRANSACTION AND RIGHTS  
MANAGEMENT

Group Art Unit: 2132

Examiner: Justin T. Darrow

Confirmation No. 9850

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE: UPDATED NOTICE OF RELATED  
INTERFERENCES UNDER 37 C.F.R. § 1.56**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97, Applicants submit this paper to bring to the attention of the Examiner the information herein. This paper is being filed after the events recited in Section 1.97(b), but before the mailing date of any action closing prosecution. Under the provisions of 37 C.F.R. § 1.97(c), this paper is accompanied by authorization to charge a fee of \$180.00, as specified by Section 1.17(p), to Deposit Account No. 06-0916. Applicants hereby advise the Examiner of the status of Interference Nos. 105,142 and 105,193, identified in the submission of May 27, 2004.

02/27/2006 HTECKLU1 00000129 060916 09466171

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In Interference No. 105,142, on November 17, 2004, the APJ granted Benson's preliminary motion to replace count 3 with count 4. See Exhibit A, pp. 11, 16. On December 28, 2005, the Board mailed its Decision on Priority holding that Ginter had proved prior conception of the subject matter of all counts, but that Ginter had not proved reasonable diligence during the critical period running between February 1, 1995, and February 13, 1995. See Exhibit B, p. 144. In keeping with this Decision, on January 5, 2006, the Board entered judgment against Ginter on all counts. See Exhibit C. On February 5, 2006, Ginter filed a Request for Rehearing, asking the Board to reconsider its Final Judgment. Benson's Response to Ginter's Request is due on February 28, 2006, with Ginter's Reply due on March 3, 2006.

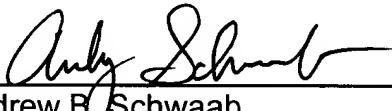
In Interference No. 105,193, the Board entered Final Judgment on June 8, 2005, awarding priority of the sole count to Ginter (Intertrust). See Exhibit D.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

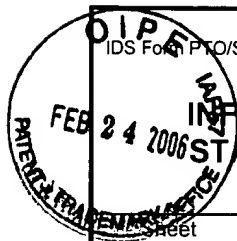
Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: February 24, 2006

By:   
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IDS Form PTO/SB/08: Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

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of

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**Complete if Known**

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|------------------------|------------------------|
| Application Number     | 09/466,171             |
| Filing Date            | December 17, 1999      |
| First Named Inventor   | Karl L. Ginter, et al. |
| Art Unit               | 2132                   |
| Examiner Name          | Justin T. Darrow       |
| Attorney Docket Number | 07451.0005-03000       |

**U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS**

| Examiner<br>Initials | Cite<br>No. <sup>1</sup> | Document Number                          | Issue or<br>Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|----------------------|--------------------------|--|--|--|---|
|                      |                          | Number-Kind Code <sup>2</sup> (if known) |  |  |   |
|                      |                          | US-                                      |  |  |   |
|                      |                          | US-                                      |  |  |   |
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**Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.****FOREIGN PATENT DOCUMENTS**

| Examiner<br>Initials | Cite<br>No. <sup>1</sup> | Foreign Patent Document   | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant Figures<br>Appear | Translation <sup>6</sup> |
|----------------------|--------------------------|---|--------------------------------|--|--|--------------------------|
|                      |                          | Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known) |                                |  |  |                          |
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**NON PATENT LITERATURE DOCUMENTS**

| Examiner<br>Initials | Cite<br>No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item<br>(book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s),<br>publisher, city and/or country where published. | Translation <sup>6</sup> |
|----------------------|--------------------------|---|--------------------------|
|                      |                          | Exhibit A: Patent Interference No. 105,142, Benson vs. Ginter, "Decision on Motions," mailed November 17,<br>2004, 24 pages.  |                          |
|                      |                          | Exhibit B: Patent Interference No. 105,142, Ginter vs. Benson, "Decision on Priority," mailed December 28,<br>2005, 156 pages.  |                          |
|                      |                          | Exhibit C: Patent Interference No. 105,142, Ginter vs. Benson, "Amended Judgment - Bd. Rule 127," mailed<br>January 5, 2006, 5 pages.   |                          |
|                      |                          | Exhibit D: Patent Interference No. 105,142, Ginter vs. Benson, "Judgment - Bd. Rule 127," mailed June 8,<br>2005, 4 pages.  |                          |

|                       |  |                    |  |
|-----------------------|--|--------------------|--|
| Examiner<br>Signature |  | Date<br>Considered |  |
|-----------------------|--|--------------------|--|

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.